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Attorney's Docket No. 3866.P009

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:	)	
	)	
Ali Kutay, et al.	)	Examiner: Not yet assigned
	)	
Application No.: 10/082,519	)	Art Unit: Not yet assigned
	)	
Filed: February 22, 2002	)	
	)	
For: SYSTEM AND METHOD TO CREATE	)	
AN APPLICATION AND TO MANIPULATE	)	
APPLICATION COMPONENTS WITHIN	)	
THE APPLICATION	)	

Commissioner for Patents  
Washington, D.C. 20231

PETITION UNDER 37 C.F.R. 1.47

Sir:

Applicants hereby request that Ali Kutay, Eliahu Albek and Paul Stremel be allowed to continue the above-identified patent application in their respective names and in the names of Cihan Akin, Erhan Akin, Hakan Akin and John Gilbert. Facts in support of this petition are set out below, and pertinent information is attached thereto.

- (1) Cihan Akin, Erhan Akin, Hakan Akin and John Gilbert are joint inventors in the above-identified application who refuse to join in the application.
- (2) Attached hereto is the Declaration of Megan Streifel, Human Resources Manager at AltoWeb, Inc., assignee for the above-

identified application along with proof of pertinent facts regarding the refusal of Cihan Akin, Erhan Akin, Hakan Akin and John Gilbert to join in the above-identified patent application. As pointed out in the Declaration, the last known addresses for the inventors are:

Cihan Akin  
631 Spar Drive  
Redwood City, California 94065

Erhan Akin  
837 Catamaran Street #2  
Foster City, California 94404

Hakan Akin  
1951 O'Farrell Street #209  
San Mateo, California 94403

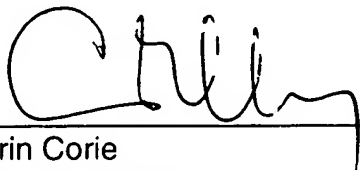
John Gilbert  
1102 Continentals Way  
Beimont, California 94002

In view of this petition and the attached documents, Applicants request that Ali Kutay, Eliahu Albek and Paul Stremel be allowed to proceed with the patent application in their respective names and on behalf of Cihan Akin, Erhan Akin, Hakan Akin and John Gilbert.

Respectfully Submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: August 27, 2002

  
\_\_\_\_\_  
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Ali Kutay, et al.

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DECLARATION OF MEGAN STREIFEL

Sir:


I, Megan Streifel, hereby declare as follows:

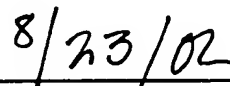
1. I am the Human Resources Manager at AltoWeb, Inc., assignee for the above-identified application.
2. The invention described in the above-identified patent application was invented by Ali Kutay, Cihan Akin, Erhan Akin, Hakan Akin, Eliahu Albek, John Gilbert, and Paul Stremel.
3. The above-identified patent application was filed with the U.S. Patent Office on February 22, 2002.
4. A number of attempts have been made to present a copy of the formal application papers to John Gilbert, Cihan Akin, Erhan Akin, and Hakan Akin for signature, specifically:

- (1) I sent formal application papers to Erhan Akin to gather signatures on May 28, 2002 and May 29, 2002.
- (2) I made follow up phone calls to John Gilbert concerning these documents on June 3, 2002, June 4, 2002, and June 6, 2002. The phone calls were never returned.
- (3) I resent the documents for signature on July 13, 2002, with no response.
- (4) I resent the documents a third time on August 22, 2002, and received no response.

5. I have accordingly only been able to interpret the inventor's lack of response as a refusal to execute the formal application papers.

6. I declare that all statements made herein of my own knowledge are true and that all the statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any pending patent issuing thereon.

  
Megan Streifel

  
Date